

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**San Jose Division**

JOSEPH LEONE, Individually and On Behalf  
of All Others Similarly Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04073-PJH

**CLASS ACTION**

**[PROPOSED] ORDER  
CONSOLIDATING RELATED  
ACTIONS AND APPOINTING LEAD  
PLAINTIFF AND LEAD COUNSEL**

ROSENBAUM CAPITAL LLC, Individually  
and On Behalf of All Others Similarly  
Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04096-PJH

**CLASS ACTION**

HOWARD J. KAPLOWITZ IRA, Individually  
and On Behalf of All Others Similarly  
Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04140-PJH

**CLASS ACTION**

ELLIOT GREENBERG, Individually and On  
Behalf of All Others Similarly Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04141-PJH

**CLASS ACTION**

PEM RESOURCES LP, Individually and On  
Behalf of All Others Similarly Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04184-PJH

**CLASS ACTION**

ALLEN M. METZGER, Individually and On  
Behalf of All Others Similarly Situated,

v.

LUMINENT MORTGAGE CAPITAL, INC.,  
et al.,

Defendants.

No. C-07-04686-PJH

**CLASS ACTION**

Upon the motion of the Sharenow Group Consolidate Related Actions and Appoint  
Lead Plaintiff and Lead and Liaison Counsel and all proceedings in connection therewith it is  
hereby ORDERED that:

1. *Rosenbaum Capital, LLC v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-  
04096-PJH, *Ira v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-040140-PJH, *Greenberg*  
*v. Luminent Mortgage Capital, Inc., et al.*, No. C-07-04141-PJH, *PEM Resources, LP v.*

1 *Luminent Mortgage Capital, Inc., et al.*, No. C-07-04184-PJH, and *Metzger v. Luminent*  
2 *Mortgage Capital, Inc., et al.*, No. C-07-04686-PJH are hereby consolidated with *Leone v.*  
3 *Luminent Mortgage Capital, Inc., et al.*, No. C-07-04073-PJH, for all purposes;

4           2.       The members of the Sharenow Group, Joel Sharenow, Bradley Burns and Rajiv  
5 Kumar Prasad, are hereby appointed as lead plaintiff;

6           3.       Gardy & Notis, LLP and Faruqi & Faruqi, LLP are hereby appointed as  
7 plaintiffs' Lead Counsel, and Audet & Partners, LLP is hereby appointed as plaintiffs' Liaison  
8 Counsel; and  
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10           4.       Plaintiffs' Lead Counsel shall file a consolidated complaint no later than 30  
11 days from the date hereof.

12 Dated: \_\_\_\_\_  
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UNITED STATES DISTRICT JUDGE  
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